

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

**IN RE: ZIMMER NEXGEN KNEE
IMPLANT PRODUCTS LIABILITY
LITIGATION**

MDL NO. 2272

**Master Docket Case No.: 1:11-cv-05468
ALL CASES**

This Document Relates to:

JUDGE REBECCA PALLMEYER

CHARLTON C. FIELDS,

Plaintiff,

v.

ZIMMER, INC.; ZIMMER HOLDINGS,
INC.; and, ZIMMER ORTHOPAEDIC
SURGICAL PRODUCTS, INC.,

Defendants.

RULE 26(A)(1) INITIAL DISCLOSURE OF PLAINTIFF
CHARLTON C. FIELDS

Plaintiff, CHARLTON C. FIELDS, by and through his undersigned attorney submits the following Initial Disclosure to Defendants pursuant to Fed. R. Civ. P. 26(a)(1).

Plaintiff, CHARLTON C. FIELDS, makes the following disclosure based on the information reasonably available to him at this time. However, in making this Initial Disclosure, Plaintiff does not represent that he is identifying every person, document or data compilation likely to have information Plaintiff may use to support his claims; nor does Plaintiff waive his right to object to any request for production of any document or data compilation on the basis of any privilege, the work product doctrine, evidentiary exclusion, relevancy, undue burden or any other applicable grounds. Plaintiff's investigation of claims and defenses in this action is ongoing, and the disclosures below are based on information reasonably available to Plaintiff at this time, following a good-

faith inquiry. Plaintiff reserves his rights to supplement these disclosures and/or produce additional information during the course of discovery, and to rely on such information as evidence in this action.

I. Individuals and Entities Likely to Have Discoverable Information

- | | | |
|----|--|-----------|
| 1. | CHARLTON C. FIELDS
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| 2. | CINDI FIELDS
12226 Broadway
Los Angeles, CA 90061 | Spouse |
| 3. | DR. JOHN PIERSON
St. Francis Hospital
333 Laidley Street
Charleston, WV 25322 | Physician |
| 4. | DR. JASON CASTLE
100 Tracy Way
Charleston, WV 25311 | Surgeon |
| 5. | CHARLESTON AREA MEDICAL CENTER
501 Morris Street
Charleston, WV 25301 | Hospital |
| 6. | ST. FRANCIS HOSPITAL
333 Laidley Street
Charleston, WV 25322 | Hospital |

II. Medical Records

Charlton Fields' medical records:

- | | |
|----|--|
| A. | DR. JOHN PIERSON
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333 Laidley Street
Charleston, WV 25322 |
| B. | DR. JASON CASTLE
100 Tracy Way
Charleston, WV 25311 |

- C. CHARLESTON AREA MEDICAL CENTER
501 Morris Street
Charleston, WV 25301
- D. ST. FRANCIS HOSPITAL
333 Laidley Street
Charleston, WV 25322

III. Computation of Damages

1. All past and future medical expenses leading up to and including the revision surgery and any complications thereafter relating to the knee, including but not limited to, hospitalizations, pre and post-operative surgeon visits, physical therapy and radiology;
2. Past and future lost wages related to time off from work due to the revision surgery and the recovery thereafter. Lost earning capacity due to permanent injuries sustained as a result of the premature failure of the device; and
3. Compensatory damages in an amount to be determined by a trier of fact at trial to compensate Plaintiff for the pain and suffering of going through a revision surgery and past, present and future pain and suffering from permanent injuries caused by the defective device.

Dated: May 15, 2012

/s/ Joseph A. Osborne
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 15, 2012, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the below Service List in the manner specified, either via transmission of Notice of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Joseph A. Osborne
Joseph A. Osborne, Esquire

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